

REMARKS

In the above-captioned Office Action, claims 1-9, 13-16, 20-22, 24-25, 32-36, 38-42, 44, and 46 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Dean et al. (U.S. Patent No. 5,901,211; hereinafter "Dean"), claims 10, 23, 26, 31, 37, and 45 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Dean in view of Kugell et al. (U.S. Patent No. 5,802,160; hereinafter "Kugell"), claims 27-29 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Dean and Kugell and further in view of Rossmann (U.S. Patent No. 6,430,409), claim 30 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Dean, Kugell, and Rossmann and further in view of Hirono (U.S. Patent No. 6,246,958), claim 11 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Dean in view of Moreau et al. (U.S. Patent No. 5,913,168; hereinafter "Moreau"), claim 12 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Dean, claim 17 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Dean in view of Lewis (U.S. Patent No. 5,796,365), claims 18 and 19 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Dean, claims 43 and 47 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Dean in view of Ray et al. (U.S. Patent No. 6,067,529). The applicants respectfully disagree with the Examiner's claim rejections. Nonetheless, the applicants have amended the claims and request that the Examiner enter these amendments and reconsider the rejections.

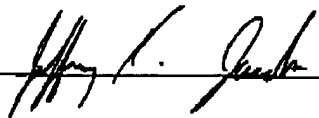
Regarding claims 1 and 39, the applicants assert that Dean does not teach or suggest the "availability of a geographical location of a primary communication device, wherein the information indicates whether the geographical location is available" (emphasis added) as claimed by claims 1 and 39. In Dean, the user is either inside or outside his room. Thus, location information in Dean is always available. Dean does not address the availability verses unavailability of location information. In contrast, claims 1 and 39 claim "if the information indicates that the geographical location is available, then ... if the information indicates that the geographical location is not available, then"

Regarding claim 24, the applicants assert that Dean does not teach "a gateway mobile location center, in the wireless communication system and coupled to the processor, wherein the gateway mobile location center determines the geographical location of the primary communication device and delivers the geographical location to the processor and wherein the gateway mobile location center identifies the location of mobile subscriber units within a wireless communication system." Dean is not concerned about a geographical location of subscriber units within a **wireless communication system**, but rather only the in-or-out location of a user with respect to a room. In contrast, the processor and gateway mobile location center are wireless communication system components (see claim 24 and FIG. 1 of the present application). The wireless system 18 of Dean, as shown in Figures 1 and 3, does not determine the geographical location of the primary communication device as the gateway mobile location center of claim 24 does. Dean's devices merely use the wireless system 18 for calling (or forwarding calls to) cellular telephone 20. In fact, Figure 3 of Dean shows location register 82 as independent from the wireless system 18.

Since Dean does not teach all of the limitations of base claims 1, 24, or 39, or therefore, all the limitations of their respective dependent claims which are also rejected under Dean, each of which includes the all limitations of one of these base claims, the applicants assert that the Examiner has not shown anticipation nor made a prima facie case for obviousness. The applicants now respectfully submit that the claims in their present form are patentable over the prior art of record, and are in condition for allowance. As a result, allowance of this case and early passage to issue is earnestly solicited.

The Examiner is invited to contact the undersigned, if such communication would advance the prosecution of the present application. Lastly, please charge any additional fees (including extension of time fees) or credit overpayment to Deposit Account No. 502117.

Respectfully submitted,
Cox et al.

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VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE CLAIMS

Please cancel claim 33 without prejudice and amend claim 24 as follows:

24. (once amended) An apparatus that communicates with a telephone communication system for processing a telephone call, wherein the processing performed by the telephone communication system comprises forwarding the telephone call, the apparatus comprising:

a processor, in a wireless communication system, that receives information comprising a geographical location at which a primary communication device is located and that identifies a target communication device to which the call shall be forwarded based on the geographical location of the primary communication device; and

a gateway mobile location center, in the wireless communication system and coupled to the processor, wherein the gateway mobile location center determines the geographical location of the primary communication device and delivers the geographical location to the processor and wherein the gateway mobile location center identifies the location of mobile subscriber units within the wireless communication system.